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Carl Czaplicki and Robert Cotter.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

CHENG C. TAN,	:	Civil Action No.: 09-1133(DRD)
	:	:Hon. Michael A. Shipp, U.S.M.J.
v.	:	
	:	
CITY OF JERSEY CITY, CITY	:	<b>VOLUNTARY DISMISSAL</b>
COUNCIL OF THE CITY OF JERSEY	:	<b>WITHOUT PREJUDICE</b>
CITY, MAYOR JERRAMIAH T. HEALY,	:	
CARL CZAPLIKCI and ROBERT	:	
COTTER,	:	
Defendants.	:	
.....	:	

**PLEASE TAKE NOTICE**, that pursuant to Fed. R. Civ. P. 41(a)(1)(I), Plaintiff in the above-captioned matter, Cheng C. Tan, hereby voluntarily **DISMISSES** this action **WITHOUT PREJUDICE** with the following understandings:

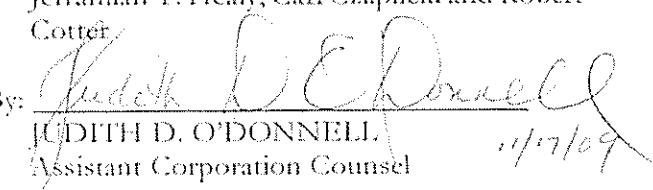
- (1) Plaintiff may promptly petition the City of Jersey City Planning Board for an amendment to the City's Tidewater Basin Redevelopment plan; and,
- (2) In the event that Plaintiff is dissatisfied with the Planning Board's decision he acknowledges that he has forty-five (45) days from the decision or the publication of the decision to file an action In Lieu of Prerogative Writ in the State Superior Court, Law Division and that he may bring his constitutional claims there.

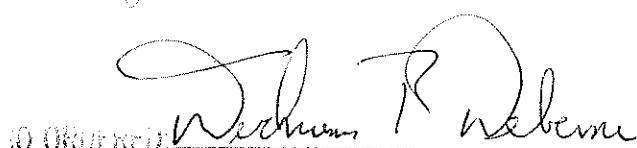
CHENG C. TAN  
Pro Se, Plaintiff

By:   
CHENG TAN 11/6/09

Dated: November 6, 2009  
JDOD/cw

WILLIAM C. MATSIKOUDIS  
CORPORATION COUNSEL  
Attorney for Defendants, City of Jersey City,  
City Council of the City of Jersey City, Mayor  
Jerramiah T. Healy, Carl Czaplicki and Robert  
Cotter

By:   
JUDITH D. O'DONNELL,  
Assistant Corporation Counsel 11/7/09

TO ORDERED   
DATE: Nov. 18, 2009